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12 Attorney for Charles Stewart

13 **UNITED STATES DISTRICT COURT**

14 **DISTRICT OF NEVADA**

15 UNITED STATES OF AMERICA,

16 Plaintiff,

17 v.

18 CHARLES STEWART,

19 Defendant.

20 Case No. 2:16-cr-00275-APG-PAL  
21 ORDER **TO CONTINUE**  
22 **INITIAL APPEARANCE**  
23 (Second Request)

24 IT IS HEREBY STIPULATED AND AGREED, by and between Nicholas A.  
25 Trutanich, Acting United States Attorney, and Andrew Duncan, Assistant United States  
26 Attorney, counsel for the United States of America, and Rene L. Valladares, Federal Public  
27 Defender, and Benjamin F. J. Nemec, Assistant Federal Public Defender, counsel for Charles  
28 Stewart, that the Initial Appearance currently scheduled on November 4, 2021, be vacated and  
29 continued to Monday, November 8, 2021.

30 This Stipulation is entered into for the following reasons:

31 1. Mr. Stewart cannot appear on November 4, 2021 because of his physical  
32 condition, but estimates he will recover by November 8, 2021.

1           2. Mr. Stewart cannot assist counsel in preparation for the hearing because of his  
2           physical condition.

3           3. Defendant is in custody and agrees to the continuance.

4           4. The parties agree to the continuance.

5           5. Additionally, denial of this request for continuance could result in a  
6 miscarriage of justice.

7           This is the second request for continuance filed herein.

8           DATED this 4<sup>th</sup> day of November 2021.

9  
10          RENE L. VALLADARES  
11          Federal Public Defender

12          CHRISTOPHER CHIOU  
13          Acting United States Attorney

14          By: /s/ Benjamin F. J. Nemec  
15          BENJAMIN F. J. NEMEC  
16          Assistant Federal Public Defender

17          By: /s/ Andrew Duncan  
18          ANDREW DUNCAN  
19          Assistant United States Attorney

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,  
Plaintiff,  
v.  
CHARLES STEWART,  
Defendant.

Case No. 2:16-cr-00275-APG-PAL

## **ORDER**

Based on the Stipulation of counsel and good cause appearing,  
IT IS THEREFORE ORDERED that the Initial Appearance currently scheduled on  
November 4, 2021 at the hour of 2:30 p.m., be vacated and continued to November 8, 2021 at  
2:30 p.m., in Courtroom 3B.

DATED this 4<sup>th</sup> day of November 2021.

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UNITED STATES MAGISTRATE JUDGE  
DANIEL J. ALBREGTS